# Exhibit K

to

Declaration of Patrick M. Costello re Motion to Convert Chapter 7 Case to a Case Under Chapter 11

Case: 12-48131 Doc# 55-11 Filed: 02/11/13 Entered: 02/11/13 16:01:58 Page 1

# **Patrick Costello**

From:

Jeremy Katz [jkatz@pinnaclelawgroup.com]

Sent:

Thursday, January 31, 2013 12:55 PM

To:

Patrick Costello

Cc: Subject: mansdorftrustee@sbcglobal.net RE: Picongen Wireless 12-12-48131

I understand, but we need to know where the assets are located. If I should be in touch with Mr. Manapragada directly, let me know. If so, I will need his contact information. Thanks again. Jeremy

Jeremy W. Katz Pinnacle Law Group LLP 425 California Street, Suite 1800 San Francisco, CA 94104 Telephone: (415) 394-5700 Facsimile: (415) 394-5003

Email: jkatz@pinnaclelawgroup.com
Web: www.pinnaclelawgroup.com

From: Patrick Costello [mailto:pcostello@vectislawgroup.com]

Sent: Thursday, January 31, 2013 11:45 AM

To: Jeremy Katz

Cc: mansdorftrustee@sbcglobal.net

**Subject:** RE: Picongen Wireless 12-12-48131

#### Jeremy,

I represented the Debtor only for the limited purpose of filing the motion to convert to Chapter 11: I do not represent the Debtor other than for that limited purpose. Nonetheless, I am forwarding your request to Mr. Manapragada who was recently appointed an officer and director of the Debtor.

I note that while you say that the trustee needs to be able to deliver the physical assets, the binding term sheet provided for the sale on an "as is, where is" basis.

Patrick M. Costello VECTIS LAW GROUP

2225 E. Bayshore Road, Suite 246

Palo Alto, CA 94303

MAILING ADDRESS: PMB# 551, 270 Redwood Shores Pkwy, Redwood City, CA 94065

Phone: 650 320 1688 Mobile: 650 269 1898 Facsimile: 650 320 1687

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From: Jeremy Katz [mailto:jkatz@pinnaclelawgroup.com]

Sent: Thursday, January 31, 2013 10:30 AM

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To: Patrick Costello

Cc: mansdorftrustee@sbcglobal.net
Subject: Picongen Wireless 12-12-48131

### Patrick-

The bankruptcy estate needs to be able to deliver the physical assets being purchased by Sigma Group. Please let me know where the Debtor's books and records, intellectual property, computers, TVs, etc. are located and whom to contact and that person's contact information in order to make arrangements to get them.

Thanks. Jeremy

Jeremy W. Katz Pinnacle Law Group LLP 425 California Street, Suite 1800 San Francisco, California 94104 (415) 394-5700 Phone (415) 394-5003 Fax jkatz@pinnaclelawgroup.com www.pinnaclelawgroup.com

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# **Patrick Costello**

From:

Robert Simon [rsimon@bgsfirm.com] Friday, February 01, 2013 9:12 AM

Sent: To:

ikatz@pinnaclelawgroup.com

Cc:

Patrick Costello; Sai Manapragada (saimanapragada@sbcglobal.net); A Sahu (asahu\_98

@yahoo.com)

Subject:

Picongen

Jeremy,

The Debtor's equity holders will cooperate with the Trustee regarding the sale of assets to the Sigma Group. The physical assets are not very impressive. They consist of some used computers, WiFi cards, and a couple of TV sets. They are set aside in Sai Manapragada's garage in Hayward, California. Mr. Manapragada will make them available for pick-up at a mutually agreeable time. However, since they are located at his home, you or the trustee will have to call him and make arrangements to meet him for the hand-over. Whoever comes to get the stuff will need a vehicle large enough for a few computers and TV sets. I authorize you to contact Mr. Manapragada directly to make the necessary arrangements.

Mr. Manapragada's home is located at 27457 Green Hazel Road, Hayward, CA 94544. His telephone number is (510)-543-9655.

Robert A. Simon

BARLOW GARSEK & SIMON, LLP

3815 Lisbon Street Fort Worth, TX 76107 817.731.4500 (ext. 118) 817.731.6200 (fax)

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# **Patrick Costello**

From:

Patrick Costello

Sent:

Monday, February 04, 2013 5:14 PM

To:

Jeremy Katz; Robert Simon

Subject:

RE: Picongen

I believe the relevant question is who is the responsible individual.

Patrick M. Costello
VECTIS LAW GROUP
2225 F. Bayshore Road, Suite

2225 E. Bayshore Road, Suite 246

Palo Alto, CA 94303

MAILING ADDRESS: PMB# 551, 270 Redwood Shores Pkwy, Redwood City, CA 94065

Phone: 650 320 1688 Mobile: 650 269 1898 Facsimile: 650 320 1687

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From: Jeremy Katz [mailto:jkatz@pinnaclelawgroup.com]

Sent: Monday, February 04, 2013 4:11 PM

To: Robert Simon Cc: Patrick Costello Subject: RE: Picongen

Who is now in charge of the Debtor?

Jeremy W. Katz Pinnacle Law Group LLP 425 California Street, Suite 1800 San Francisco, CA 94104 Telephone: (415) 394-5700 Facsimile: (415) 394-5003

Email:jkatz@pinnaclelawgroup.comWeb:www.pinnaclelawgroup.com

**From:** Robert Simon [mailto:rsimon@bqsfirm.com]

Sent: Monday, February 04, 2013 4:10 PM

To: Jeremy Katz

Cc: Patrick Costello (pcostello@vectislawgroup.com)

Subject: RE: Picongen

Jeremy,

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My clients do not have the books, records, or original notes signed by Mr. Manapragada. I would contact David Bartlett and Dale Kluesing. They were in charge of the Debtor until a few days before the hearing on January 22, 2013. Robert Groover would have the best information on the patent applications.

Robert A. Simon

BARLOW GARSEK & SIMON, LLP

3815 Lisbon Street Fort Worth, TX 76107 817.731.4500 (ext. 118) 817.731.6200 (fax)

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From: Jeremy Katz [mailto:jkatz@pinnaclelawgroup.com]

Sent: Monday, February 04, 2013 3:48 PM

**To:** Robert Simon **Subject:** RE: Picongen

Mr. Simon-

Have you spoken to your clients? We need to know where the assets not at Mr. Manapragada's home are located.

Please advise.

Jeremy W. Katz Pinnacle Law Group LLP 425 California Street, Suite 1800 San Francisco, CA 94104 Telephone: (415) 394-5700 Facsimile: (415) 394-5003

**Email:** <u>jkatz@pinnaclelawgroup.com</u> **Web:** <u>www.pinnaclelawgroup.com</u>

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From: Robert Simon [mailto:rsimon@bgsfirm.com]

Sent: Friday, February 01, 2013 9:33 AM

**To:** Jeremy Katz **Subject:** RE: Picongen

I don't know. I will ask my clients.

Robert A. Simon

BARLOW GARSEK & SIMON, LLP

3815 Lisbon Street Fort Worth, TX 76107 817.731.4500 (ext. 118) 817.731.6200 (fax)

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From: Jeremy Katz [mailto:jkatz@pinnaclelawgroup.com]

Sent: Friday, February 01, 2013 11:17 AM

**To:** Robert Simon **Subject:** RE: Picongen

Thank you. Where are the business records, including, but not limited to, information regarding the intellectual property, patents, patent applications, etc., and who is in possession of the promissory note(s)?

Jeremy W. Katz Pinnacle Law Group LLP 425 California Street, Suite 1800 San Francisco, CA 94104 Telephone: (415) 394-5700 Facsimile: (415) 394-5003

Email: jkatz@pinnaclelawgroup.com
Web: www.pinnaclelawgroup.com

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From: Robert Simon [mailto:rsimon@bqsfirm.com]

Sent: Friday, February 01, 2013 9:12 AM

To: Jeremy Katz

Cc: Patrick Costello (pcostello@vectislawgroup.com); Sai Manapragada (saimanapragada@sbcglobal.net); A Sahu

(<u>asahu 98@yahoo.com</u>) **Subject:** Picongen

Jeremy,

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